PUBLIC HEALTH, LABOUR AND MUNICIPAL ADMINISTRATION SECRETARIAT.

GOVERNMENT OF MYSORE

(LABOUR DEPARTMENT)

Labour Dispute.—Industrial Dispute between the Workmen and the Management of Sri Chamundeswari Talkies, Sayyaji Rao Road, Mysore.

Award of the Labour Court, Bangalore—published.

Read the following papers.

1. Letter No. 544 65–66, dated 28th August 1965, from Shri P. T. Kadkol, Presiding Officer, Labour Court, Bangalore.

BEFORE THE PRESIDING OFFICER, LABOUR COURT, BANGALORE.

Dated this 28th day of August 1965.

Present:

Sri P. T. Kadkol, B.Sc., LL.B. ... *Presiding Officer.*

Reference No. 7 of 1965.

Workmen represented by the Secretary, Mysore Division, General Labour Union, Clock Tower Square, Mysore. ... *1st Party.*

and

The Management of Sri Chamundeswari Talkies, Sayyaji Rao Road, Mysore. ... *2nd Party.*

Reference.—Government Order No. PLM 508 LLD 64, dated 15th March 1965.

AWARD.

1 The Government of Mysore, being of opinion that an Industrial Dispute exists between the Workmen and the Management of the Chamundeswari Talkies, Sayyaji Rao Road, Mysore, have referred it for adjudication to this Court, under Section 10 (1) (c) of the Industrial Disputes Act, 1947, by their Order No. PLM 508 LLD 64, dated 15th March 1965, setting out the points of dispute for adjudication, as below :—

1 " Are the workers of Chamundeshwari Talkies, Sayyaji Rao Road, Mysore, entitled to the following scales of wages or at any other rate with effect from 1st November 1963 or from any other date ?

Scales of Wages :

			Rs.
1	I Operator	...	100-5-140/EB-10-200
2	II Operator	...	60-5-100
3	Booking Clerks	...	40-5-90
4	Gate Keepers	...	40-3-60
5	Board Boys and Sweepers	...	30-2-50
6	Watchmen	...	50-3-80
7	Painters	...	50-5-90

2. Whether the workers of Chamundeshwari Talkies, Sayyaji Rao Road, Mysore, entitled to the payment of Dearness Allowance at the rate of Rs. 40 per month or at any other rate with effect from 1st November 1963 or from any other date ?

3. Are the workers of the above Talkies entitled to payment of Gratuity at the rate of one month's wages or at any other rate for every completed year of service, when the worker leaves his services or his services are terminated for whatsoever reasons ?

4. Are the workers of Sri Chamundeshwari Talkies, Sayyaji Rao Road, Mysore, entitled for payment of three months' Wages as Bonus for each Calendar year 1963 and 1964 or for any other quantum ?

2 The cause of the aggrieved workmen is sponsored by the Mysore Division General Labour Union, Mysore, which is a registered Trade Union. This Union, as representing the workmen, is the First Party and the Management of the Chamundeshwari Talkies, is the Second Party in this proceeding. The Union is represented by its President Mr. Sastry and the Management by Mr. Tatachar, who is the Manager of the Chamundeshwari Talkies.

3 In response to the notices issued by this court, the Union has put in the claim statement dated 14th April 1965, and the Management has put in its counter statement dated 23rd April 1965. As called upon by the Court, the Management has put in a statement of its profit and loss account for the year ending on 30th June 1964, and which has been certified by a Certified Auditor at Mysore.

4 At the request of the Parties, I gave them ever opportunity for a settlement of the dispute, out of court and the hearing

of the case, fixed on 21st June 1965 was adjourned to 20th July 1965, and then to 21st July 1965 and then to 26th August 1965 to facilitate the settlement.

5 When the matter came up for hearing on 26th August 1965 at Mysore, a Joint Memorandum of settlement was filed before me by the Parties. It has been signed by Mr. Sastry, President of the First Party Union and Mr. Tatachar, the Manager of the Chamundeshwari Talkies. Both have signed under proper authorisations. Considering the *prima facie* financial position of the Second Party as disclosed in the Certified Profit and Loss Account referred to above, I am of the view that the settlement now reached is in the interests of both the parties. Hence I accept it. The joint memorandum of settlement has been marked in evidence as Ex.A.

6 In view of this settlement, I make the following Award.

AWARD

Award is made between the Parties as per terms contained in the joint Memorandum of Settlement marked Ex. A which should be annexed to the Award and be deemed part thereof. Parties do bear their own costs.

P. T. KADKOL,
Presiding Officer,
Labour Court, Bangalore.